

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ROBERT COLUCCIO,
Plaintiff,

- against -

ENTERASYS NETWORKS, INC.,
Defendant.

Civil Action No. 07 CV 3722

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties to the above-entitled action, pursuant to the provisions of Fed. R. Civ. P. 41(a)(1), hereby stipulate that this action, including all claims and counterclaims, shall be dismissed with prejudice and without costs or attorneys' fees and that all rights of appeal are waived.

ROBERT COLUCCIO

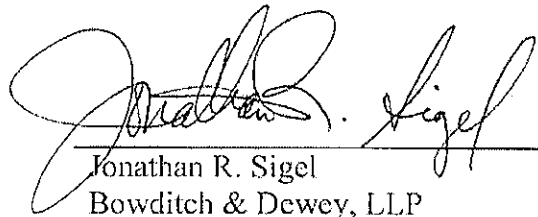
By his attorney,



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ENTERASYS NETWORKS,
INC.

By its attorney,



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Date:

October 1, 2007
November 1, 2007